

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is original.

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR HARVESTING AND IMPLANTING BONE PLUGS

the specification of which (I authorize Choate, Hall & Stewart to check one of the following, three choices, and fill in the blanks, if applicable):

X is attached hereto.

_____ was filed on _____ as Application Serial No. _____ and amended on
_____ (if applicable).

_____ was filed as PCT international application No. _____, on _____
and was amended under PCT Article 19 on _____
(if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledged the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority Claimed

(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No
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(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) _____ (filing date) _____ (status-patented, pending, abandoned)

(Application Serial No.) _____ (filing date) _____ (status-patented, pending, abandoned)

PCT Applications designating the United States:

(PCT Appl. No.) _____ (U.S.S.N.) _____ (status-patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:
Sam Pasternack, Reg. No. 29,576; David J. Powsner, Reg. No. 31,868; Mary Rose Scozzafava, Reg. No. 36,268; Mary Raynor Jimenez, Reg. No. 37,219; Brenda Herschbach Jarrell, Reg. No. 39,223; Kevin M. Tormey, Reg. No. 41,351; and Paul A. Pysher, Reg. No. 40,780.

Address all telephone calls to David J. Powsner at telephone no. (617) 248-4030.

Address all correspondence to David J. Powsner, Choate, Hall & Stewart, Exchange Place, 53 State Street, Boston, Massachusetts 02109-2891.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United State Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full name of first inventor: Mark A. Johanson
Inventor's signature: X Mark A. Johanson Date: X JUNE 29, 1998
Residence: 5 Harvest Lane, Littleton, Massachusetts
Citizenship: United States
Post Office Address: same

Full name second inventor: Bill Barnes
Inventor's signature: _____ Date: _____
Residence: 153 Covington Court, Macon Georgia
Citizenship: United States
Post Office Address: same

Full name third inventor: Donald J. Rose
Inventor's signature: _____ Date: _____
Residence: 25 East End Avenue, New York, New York
Citizenship: United States
Post Office Address: same

Full name of first inventor: Mark A. Johanson
Inventor's signature: _____ Date: _____
Residence: 5 Harvest Lane, Littleton, Massachusetts
Citizenship: United States
Post Office Address: same

Full name second inventor: Bill Barnes
Inventor's signature: x Bill Barnes Date: x 7/1/91
Residence: 153 Covington Court, Macon Georgia
Citizenship: United States
Post Office Address: same

Full name third inventor: Donald J. Rose
Inventor's signature: _____ Date: _____
Residence: 25 East End Avenue, New York, New York
Citizenship: United States
Post Office Address: same

Full name of first inventor: Mark A. Johanson

Inventor's signature: _____ Date: _____

Residence: 5 Harvest Lane, Littleton, Massachusetts 01460-1280

Citizenship: United States

Post Office Address: same

Full name second inventor: Bill Barnes

Inventor's signature: _____ Date: _____

Residence: 153 Covington Court, Macon Georgia 31210-4441

Citizenship: United States

Post Office Address: same

Full name third inventor: Donald J. Rose

Inventor's signature: X Donald J. Rose Date: X 7/1/91

Residence: 25 East End Avenue, New York, New York 10028-1052

Citizenship: United States

Post Office Address: same

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Nos.: 08/976,257 Filed: November 21, 1997
09/086,508 Filed: May 28, 1998
09/371,411 Filed: August 10, 1999
10/004,398 Filed: October 23, 2001

Atty. Docket Nos.: 22956-134, 22956-114, 22956-141, 22956-153

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service Post Office as first-class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

Aug. 15, 2002
Date of Signature and Mail Deposit

By:



Lisa J. Michaud, Reg. No: 44,238
Attorney for Applicant

Commissioner for Patents
Washington, D.C. 20231

REVOCATION OF PRIOR POWERS OF ATTORNEY
AND APPOINTMENT OF NEW POWER OF ATTORNEY

Dear Sir:

Ethicon, Inc. (a Johnson & Johnson Company), the owner of the entire right, title and interest in the above-identified patent application by way of a merger of Innovative Devices, Inc. into Ethicon, Inc. (see attached copy of Certificate of Merger), hereby revokes all previous Powers of Attorney heretofore granted with respect to the above-referenced applications and appoints the below-listed attorneys/agents with full power of substitution and revocation to prosecute this application and to transact all business in the Patent Office connected therewith:

William C. Geary III	Reg. No. 31,359
Ronald E. Cahill	Reg. No. 38,403
Thomas J. Engellenner	Reg. No. 28,711
Reza Mollaaghbabba	Reg. No. 43,810
Lisa Michaud	Reg. No. 44,238
David J. Powsner	Reg. No. 31,868
Tram Anh T. Nguyen	Reg. No. 47,257
Jasbir Sagoo	Reg. No. P51177
Geoffrey S. Smith	Reg. No. P-52,231
David Nielson	Reg. No. P-52,069

all of Nutter, McCennen & Fish, LLP, One International Place, Boston, Massachusetts 02110,
United States of America, Customer Service Number 021125, and send correspondence to:

William C. Geary III
NUTTER, MCCLENNEN & FISH, LLP
One International Place
Boston, MA 02110

Phone (617) 439-2766
Fax (617) 310-9766
e-mail: wcg@nutter.com

Ethicon, Inc.

Aug 12, 2002
Dated: 0


By: E. Richard Skula
Title: Assistant Secretary, Ethicon, Inc.
Route 22 West
Somerville, NJ 08876

1120444.1

STATE OF NEW JERSEY
DEPARTMENT OF TREASURY
CERTIFICATE RELATIVE - MERGER

ETHICON, INC.

With the Previous or Alternate Name
JOHNSON & JOHNSON MEDICAL, INC.

*I, the Treasurer of the State of New Jersey,
do hereby certify, that the above-named
New Jersey Domestic Profit Corporation did
on the 23rd day of December, 1999, file and record
in this department a Certificate of Merger of
INNOVATIVE DEVICES, INC.
into ETHICON, INC.
which is the surviving business entity. This certificate
is herein issued as by the statutes of this State required.*

IN TESTIMONY WHEREOF, I have
hereunto set my hand and
affixed my Official Seal
at Trenton, this
6th day of April, 2001



Peter R Lawrance

Peter R Lawrance
Acting State Treasurer